GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

P.S. – Forest Department – Misappropriation of Government funds in execution of works in the range of Giddalur, Gundlakamma and Kanigiri – Disciplinary proceedings initiated against Sri K.R. Kishore Babu FRO(Retd.) Inquiry finalized and findings received – Imposition a penalty of 50% cut in Pension for a period of ten(10) years besides withholding of retirement benefits of Rs.3,40,302/– under rule 9 of A.P Revised pension rules 1980- Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (SEC.III) DEPARTMENT

G.O.Ms.No.37 Dated: 05-06-2017.
Read the following:

1.From Prl.CCF., Ref.No.51086/2002/P3, Dt.2-11-2003.
2.G.O.Rt.No.366, EFS&T(For.IV) Dept.,dt.25.10.2005
3.G.O.Rt.No.367, EFS&T (For.IV) Dept., dt:25.10.2005.
4. From the G.A(COI-R)Dept., U.O.NoteNo.300/COI-R/2011, , Dt:24.11.2011.
5. G.O.Rt.NO.557,EFS&T(For.IV)Dept., dt:12.12.2012
6. From the G.A(COI-LP)Dept., D.O.LR.No.16/COI-R/2012-1, Dt:29.8.2012
7. Govt.Memo.No.722/For.IV/A1/2003-17, dt:28-09-2012.
8. From Prl. PCCF Ref.No.51086/2002/K3., dt:9.1.2013.
9. Govt.Memo.No.722/For.IV/A1/2003-21, dt:12-04-2013.
10. From Prl.PCCF Ref.No.51086/2002/K3., dt:24.5.2013.
11. Govt.Memo.No.722/For.IV/A1/2003-22, dt:29-7-2013.
12. From PCCF Ref.No.51086/2002/K3., dt:7.8.2013.
13. Govt.Memo.No.722/For.IV/A1/2003, dt:14-12-2016.
14. From the PCCF, Ref.No.51086/2002/A&DC-2 Dated.4.04.2017.
15. Govt.Lr.No.722/For.IV/A1/2003, dt:21.04.2017.
16. From the Secretary, APPSC, Lr.No.390/DC&C/2/2017, Dt: 19.05.2017.

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Order:

In the reference 1st read above, the Principal Chief Conservator of Forests has informed that misappropriation of Government funds to a tune of Rs.16,95,091/- in execution of works under RIDF in Giddalur, Gundlakamma Range Giddalur Division of Guntur Circle was reported and disciplinary action was initiated against Sri K.R. Kishore Babu FRO(Retd.) formerly FRO of Gundlakamma Range along with other Forest subordinates and an article of Charge was issued vide Ref.Rc.No.51086/2003/p3, dt:23.7.2003 against him on the following counts:

Article -1 : That he has exhibited gross neglect of his duties by committing grave irregularities in execution of works and misappropriated Government funds to a tune of Rs. 16,95,091/- without execution of works.

Article -2: That he has exhibited gross neglect of his duties by not maintaining the M.Books for the works

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Article - 3 : That he has exhibited gross neglect of his duties in handing over the charge of Giddalur Range to his reliever and not joined at the place of posting resulting in gross insubordination.

Article -4: That he has exhibited gross neglect of his duties by non submission of case records of Red Sanders case in DOR 1/2001-2002 of Gundlakamma Range.

[PTO]

Article - 5: That he has exhibited gross neglect of his duties by non submission of EAS Cash Accounts for the month of July 2002, August 2002 and September 2002 to the Divisional Forest Officer, Giddalur.

Article - 6: That he has exhibited gross neglect of his duties by non submission of Log book of Jeep AEE 2547.

Article - 7: That he has exhibited gross neglect of duty by not submitting the diaries for the period from 01-12-2001 to 07-10-2002.

2. In addition to the disciplinary proceedings, Criminal Case was also lodged against Sri K.R. Kishore Babu FRO and other forest subordinates.

3. The Charged Officer has submitted his explanation and not satisfying with the explanation , and as per the remarks of the Principal Chief Conservator of Forests & Head of Forest Force., orders were issued entrusting the case to the COI, by appointing Dr.A.Maadhusudhan Reddy, IAS(Retd) as inquiring Authority and Sri A.S.R.Krishna Rao , Sr.Advocate, and formerly PP(CID) as Presenting Officer in this case vide G.O.Rt.No.366&367, EFS&T (For.IV) Dept., dt.25.10.2005 respectively. Subsequently, the case has been reassigned to Sri Lingaraj Panigrahi, IAS, Member, Commissioner of inquiries, as an Inquiring Authority to inquire into the charges framed against all the charged officers vide G.O.Rt.No.557, EFS&T(For.IV)Dept., dt.12.12.2011.

4. In the reference 6th cited, the Inquiring Authority has furnished his findings in which it was concluded that the charges framed against Sri K.R. Kishore Babu FRO(Retd.) are held proved. The criminal case filed against Sri K.R. Kishore Babu FRO(Retd.) was disposed of and he was acquitted by the Hon,ble VI Addl.District & Sessions Judge, Markapur vide judgment dated:28.10.2015. the finding of the Commissioner of Inquiries, were communicated to Sri K.R. Kishore Babu FRO(Retd.)and obtained further defense statement, in which he has mainly contended that the VI Addl.Dist.& Sessions Judge, Markapur in CRl.Appeal.NO.87/2013 has acquitted him from the charge of misappropriation of funds and hence requested to drop further action in the departmental case and release all pensionary benefits, as he was already retired from service during 2009.

5. Sri K.R. Kishore Babu FRO(Retd.)of formerly Giddalur Range has retired from the Government Service on attaining the age of superannuation on 31-5-2009. Hence, the disciplinary proceedings are continued under Rule 9 of APRP Rules, 1980.

6. Government after careful examination of the matter, with reference to the Inquiry Officer's report, explanation of the Charged Officer, remarks of the Principal Chief Conservator of Forest and Head of Forest Force , Andhra Pradesh, and material made available, observe that the charges were held proved. Hence, it is provisionally decided to impose the penalty of 50% cut in pension for a period of ten (10) years besides withholding of retirement benefits of Rs.3,40,302/- against the Charged Officer Sri K.R. Kishore Babu FRO(Retd.) of formerly Gundlakamma Range under rule 9 of APRP Rules, 1980.

7. Accordingly a Show Cause Notice was issued to the retired officer vide ref.13th read above. The Charged Officer had submitted his further defense statement to the Show Cause Notice vide reference 14th read above, it is observed that there are no fresh and valid reasonable points.

8. Government after careful examination of the matter hereby order to impose a penalty of 50% cut in pension for a period of ten (10) years besides withholding of retirement benefits of Rs.3,40,302/- (Rupees three lakhs forty thousand three hundered and two only) Sri K.R. Kishore Babu FRO (Retd.) under rule 9 of A.P. Revised Pension Rules, 1980.

[Continued – 3]

9. The Principal Chief Conservator of Forest, A.P. Guntur shall take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & HoFF, A.P., Guntur.
The Individual (through Principal Chief Conservator of Forests).
Copy to:
The Accountant General (A&E) A.P., Hyderabad.
The Director of Treasuries & Accounts, Ibrahimpatnam, Vijayawada.
The Principal Secretary, A.P. Public Service Commission, Hyderabad
(with ref. to Lr.No.390/Dc&C/2/2017, dt.19.05.2017).
Sf./Sc.

//FORWARDED :: BY ORDER//

SECTION OFFICER